3. **SUB-STAFF**

4060-105/2-4270-115/2-4500-135/2^770-165/3-5265-195/4-6045-235/3-6750-270/3-7560

Non-depositing of Penalty Earnings by SEBI

874**.** SHRI NANDI YELLAIAH: Will the Minister of FINANCE be pleased to state:

(a) whether as per the Securities and Exchange Board of India (Amendment) Ordinance, 2002; all sums realised by SEBI and Insurance Regulatory and Development Authority (IRDA) by way of penalties and surplus funds are required to be deposited in the Consolidated Fund of India;

(b) if so, the details thereof;

(c) if not, the reasons therefor;

(d) the details of collection and utilisation of surplus funds and penalty earnings by SEBI, IRDA and other regulatory authorities during last ten years; and

(e) the measures taken by Government to ensure crediting of surplus funds of various regulatory authorities in the Consolidated Fund of India?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S.S. PALANIMANICKAM): (a) to (e) As per Section 15JA of the Securities and Exchange Board of India (Amendment) Ordinance, 2002, which came into effect on October 29, 2002, all sums realized by way of penalties under SEBI Act shall be credited to the Consolidated Fund of India. An amount of Rs. 4,85,99,000 has been realized by SEBI from 29.10.2002 to 30.06.2005. The SEBI (Amendment) Ordinance, 2002 is specific to SEBI and does not apply to IRDA and other regulatory authorities.

Collection of Education Cess

875. SHRI NANDI YELLAIAH: Will the Minister of FINANCE be pleased to state:

(a) the details of Education Cess amounts collected so far, since the date of imposition of education Cess throughout the country State-wise; and

(b) details of the collected Education Cess amounts, which has been released so far to Ministry of Human Resource Development from the year of imposition of Education Cess in the country, year-wise?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S.S. PALANIMANICKAM): (a) and (b) The information is being collected and will be laid on the Table of the House.

Audit of expenditure by CAG for granting loans to autonomous bodies

876. SHRI KARNENDU BHATTACHARJEE: Will the Minister of FINANCE be pleased to state:

(a) whether at the time of sanction of loans/grants to Autonomous Bodies, Government insists upon audit of expenditure by CAG or other appropriate agency to ensure it has been used for appropriate purpose;

(b) how does Government satisfy itself about the money being properly utilized for the purpose it was sanctioned;

(c) whether any ease of irregularity has come to Government's notice during the years 2002—04; and

(d) if so, what action has been taken by Government against the defaulters?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S.S. PALANIMANICKAM): (a) to (d) The General Financial Rules stipulate that accounts of all grantee institutions shall be open to inspection by the sanctioning authority, internal audit of Ministry/Department and also Audit by the Comptroller & Auditor General of India. A provision to this effect is required to be incorporated in all orders sanctioning grants-in-aid. Utilisation Certificates are required to be furnished to the sanctioning authority within 12 months of closure of the financial year by the institutions concerned.

Whenever cases of irregularities are noticed, appropriate action is initiated against such institutions by the administrative Ministry/Department including blacklisting the default organisations from any future grants, subsidy and other type of financial support from the Government and to take suitable measures for enforcing recoveries.